

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

1

Court Minutes

November 5, 2007

C053925	THE PEOPLE v. HARTLEY	(Certified for Publication)
C053927	THE PEOPLE v. HUERTA	
C053937	THE PEOPLE v. ROWLAND	

The judgments are reversed, and the matters are remanded to the trial court for a determination on the merits of the petitions.

SIMS, J.

We Concur: Scotland, P.J.

Cantil-Sakauye, J.

C053601	WONG v. CITY OF STOCKTON et al.	(Not for Publication)
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The judgment of dismissal is reversed. Wong shall recover his costs on appeal.

BLEASE, Acting P.J.

We Concur: Hull, J.

Robie, J.

November 6, 2007

C050893	THE PEOPLE v. KRAUSE	(Not for Publication)
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The judgment is affirmed.

SCOTLAND, P.J.

We Concur: Morrison, J.

Butz, J.

C052414	THE PEOPLE v. VANG	(Not for Publication)
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The judgment is affirmed

HULL, J.

We Concur: Sims, Acting P.J.

Butz, J.

C055071	THE PEOPLE v. WATIE	(Not for Publication)
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The judgment is affirmed

ROBIE, J.

We Concur: Davis, Acting P.J.

Butz, J.

C055631	THE PEOPLE v. RANCE	(Not for Publication)
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The judgment is affirmed.

HULL, J.

We Concur: Nicholson, Acting P.J.

Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
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2

Court Minutes

November 6, 2007, continued

- C054111 GOETZ v. SMITH (Not for Publication)**
The judgment (order of November 3, 2006) is affirmed.
BUTZ, J.
We Concur: Sims, Acting P.J.
 Hull, J.
- C052729 HERMAN v. SIMARD et al.**
BY THE COURT:
Appellant's request to publish the opinion filed on October 9, 2007, is denied.
SIMS, Acting P.J.
- C055093 In re MAIA P.; SACRAMENTO COUNTY
DEPARTMENT OF HEALTH AND HUMAN
SERVICES v. MONTERIO P. et al.**
BY THE COURT:
Respondent's motion to dismiss the appeal is granted. The appeal filed on February 21, 2007, is dismissed.
RAYE, Acting P.J.

November 7, 2007

- C052497 THE PEOPLE v. GANES (Not for Publication)**
The judgment is affirmed.
NICHOLSON, Acting P.J.
We Concur: Butz, J.
 Cantil-Sakauye, J.
- C052549 THE PEOPLE v. HARRIS (Not for Publication)**
The judgment is affirmed.
NICHOLSON, J.
We Concur: Sims, Acting P.J.
 Morrison, J.
- C053368 THE PEOPLE v. BOWERS (Not for Publication)**
The judgment is affirmed.
SIMS, Acting P.J.
We Concur: Hull, J.
 Butz, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

3

Court Minutes

November 7, 2007, continued

**C053576 In re ANTHONY M.; THE PEOPLE (Certified for Publication)
 v. ANTHONY M.**

The order of restitution is reversed and the matter is remanded to the juvenile court for further proceedings consistent with this decision.

BLEASE, Acting P.J.

We Concur: Hull, J.
 Robie, J.

**C053745 In re B.D. et al.; SACRAMENTO COUNTY (Certified for Partial Publication)
 DEPARTMENT OF HEALTH AND HUMAN
 SERVICES v. G.P. et al.**

The juvenile court's order is reversed and the matter is remanded for further jurisdictional proceedings consistent with this opinion.

CANTIL-SAKAUYE, J.

We Concur: Davis, Acting P.J.
 Raye, J.

**C044703 THE PEOPLE v. ROBINSON
 BY THE COURT:**

Appellant's petition for rehearing is denied.

BLEASE, Acting P.J.

**C052729 HERMAN v. SIMARD et al.
 BY THE COURT:**

Appellant's petition for rehearing is denied.

SIMS, Acting P.J.

November 8, 2007

C053763 THE PEOPLE v. MCMILLON (Not for Publication)

The judgment is affirmed.

NICHOLSON, J.

I concur: Cantil-Sakauye, J.

I concur in the result:
 Scotland, P.J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

4

Court Minutes

November 8, 2007, continued

- C054589 THE PEOPLE v. PRESLEY (Certified for Partial Publication)**
The judgment is modified to stay sentence on counts three and four pursuant to section 654. As modified, the judgment is affirmed. The trial court is directed to prepare a corrected abstract of judgment and to forward a copy for the Department of Corrections and Rehabilitation.
ROBIE, J.
We Concur: Nicholson, Acting P.J.
Morrison, J.
- C055142 THE PEOPLE v. MICHAEL (Not for Publication)**
The judgment is affirmed
BLEASE, Acting P.J.
We Concur: Davis, J.
Nicholson, J.
- C053317 In re G.A. et al.; SACRAMENTO COUNTY (Not for Publication)
DEPARTMENT OF HEALTH AND HUMAN
SERVICES v. KIER A.**
The judgment and orders of the juvenile court are affirmed.
MORRISON, J.
We Concur: Scotland, P.J.
Cantil-Sakaue, J.

November 9, 2007

- C052581 THE PEOPLE v. NGUYEN (Not for Publication)**
The judgment is modified to eliminate the stay of the enhancement of 25 year to life on count five. The judgment is further modified to stay the sentence and enhancements imposed on count one, the stay to become permanent upon completion of the term imposed on count five. The matter is remanded to the trial court As so modified, the judgment is affirmed.
HULL, J.
We concur: Raye, Acting P.J.
Morrison, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

5

Court Minutes

November 9, 2007, continued

- C055435 THE PEOPLE v. WEST (Not for Publication)**
The trial court is ordered to prepare and forward to the Department of Corrections and Rehabilitation an amended abstract of judgment showing that defendant is subject to a \$200 restitution fine under section 1202.4, and a suspended \$200 parole revocation fine under section 1202.45. In all other respects, the judgment is affirmed.
CANTIL-SAKAUYE, J.
We Concur: Nicholson, Acting P.J.
Hull, J.
- C053253 SAGER v. COUNTY OF YUBA (Certified for Publication)**
THE COURT:
... For good cause it now appears that the opinion should be published in the Official Reports and it is so ordered.
FOR THE COURT:
NICHOLSON, Acting P.J.
Morrison, J.
Cantil-Sakauye, J.
- C054510 OKOYE v. ABBOTT et al. (Not for Publication)**
The superior court's October 18, 2006, "Ruling on Defendant[s'] Motion to Vacate Default Judgment" is hereby vacated, and its July 27, 2006, minute order denying defendants' motion to vacate the default judgment is reinstated. Okoye shall recover his costs on appeal.
CANTIL-SAKAUYE, J.
We Concur: Scotland, P.J.
Nicholson, J.
- C055018 In re D.L.; SACRAMENTO COUNTY (Not for Publication)**
DEPARTMENT OF HEALTH AND HUMAN SERVICES v. A.L.
The orders of the juvenile court are affirmed.
RAYE, J.
We Concur: Davis, Acting P.J.
Butz, J.
- C050784 THE PEOPLE v. LOPES**
BY THE COURT:
Appellant's petition for rehearing is denied.
NICHOLSON, Acting P.J.